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STATUTORY INSTRUMENTS

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**2020 No. 2**

**The Police (Complaints and Misconduct) Regulations 2020**

**PART 5**

**General**

**Local policing body functions in relation to complaints: withdrawal of section 13A notices**

- 49.**—(1) A local policing body may only withdraw a section 13A notice—
- (a) where it has taken the steps mentioned in paragraphs (2), (3) and (4), and
  - (b) after the end of the period of 28 days starting with the day on which the step mentioned in paragraph (4) is taken (or retaken, in a case where paragraph (5)(b) applies).
- (2) The first step is to consult, in such manner as the local policing body thinks appropriate, each of the following about the proposed withdrawal—
- (a) the relevant chief officer;
  - (b) all persons appearing to the local policing body to represent persons serving with the police who may be affected by the proposed withdrawal.
- (3) The second step is to publish, in such manner as the local policing body thinks appropriate, its response to the representations made or views expressed in response to the consultation.
- (4) The third step is, having taken the steps mentioned in paragraphs (2) and (3), to notify the relevant chief officer—
- (a) that it intends to withdraw the section 13A notice, and
  - (b) of the date on which it intends to withdraw the notice.
- (5) Where a local policing body, having taken the step mentioned in paragraph (4), decides—
- (a) not to withdraw the section 13A notice, it must notify the chief officer of that decision promptly;
  - (b) to withdraw the section 13A notice on a date other than that notified in accordance with paragraph (4), it must retake the step mentioned in that paragraph.